IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 9985 of 2007(L)

PETITIONER:

T.C.BALASUNDARAM, AGED 41 YEARS,
S/O RAMACHANDRAN NAIR, MADHAV MANDIR,
KALADY VLLAGE, ALUVA TALUK, ERNAKULAM DISTRICT.

BY ADV. SRI.K.RAMANATHAN

RESPONDENTS:
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1. **THE TAHSILDAR,**
   ALUVA TALUK, ERNAKULAM DISTRICT.

2. **STATE OF KERALA,**
   REPRESENTED BY CHIEF SECRETARY THROUGH,
   THE GOVERNMENT PLEADER HIGH COURT OF KERALA,
   ERNAKULAM.

BY SR.GOVERNMENT PLEADER SRI.MOHAMMED RAFIQ

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.9985/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER OF ASSESSMENT OF BUILDING TAX DT.19.1.07 ISSUED BY THE 1ST RESPONDENT.

EXT.P2:- COPY OF THE NOTICE DT.19.1.07 ISSUED BY THE 1ST RESPONDENT.

EXT.P3:- COPY OF THE RECEIPT NO. 3132011 DT. 19.2.07 FOR RS.16,500/- ISSUED FROM THE VILLAGE OFFICE.

EXT.P4:- COPY OF THE REPRESENTATION DT.5.3.07.

/TRUE COPY/

tss

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 9985 OF 2007-L

JUDGMENT

The petitioner has approached this Court, praying for a direction to the respondents to receive the tax payable by him under Ext.P1 in instalments. He submits, as per the Building Tax Rules, four quarterly instalments are usually granted to the assessee. In this case, he has been granted only two monthly instalments. It is also submitted that he has paid 50% of the amount demanded. He prays for instalment facility to pay the balance amount.

2. I heard the learned Government Pleader for the respondents also. The petitioner may pay 50% of the balance amount on or before 30.5.2007 and the remaining amount on or before 30.7.2007. If the instalments are paid promptly as directed above, no coercive steps shall be taken to recover the amount due under Ext.P1. If there is any default, needless to say, the respondents can proceed in accordance with law, to recover the amount due

to the State.

The Writ Petition is disposed of as above.

23rd March, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/